IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD

THE HON'BLE SRI JUSTICE V.ESWARAIAH

Writ Petition No.6487 of 2006

DATED 8-3-2007

BETWEEN

Devella Devi.

.. Petitioner

And

Spandana Sporthi Innovative Financial Services Limited and 3 others.

.. Respondents

THE HONOURABLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION NO.6487 of 2006

ORDER:

This writ petition has been filed seeking a direction to the 1st respondent to follow the due process of law for recovering the amounts advanced by it to the petitioners and to direct the official respondents 2 to 4 to initiate legal action against the 1st respondent company in case of any violation in connection with the recovery of the loan amounts.

It is stated that the petitioners have taken certain loans from the 1st respondent and it is collecting exorbitant interest of 40% and is resorting to various criminal acts for recovering the loans advanced by it.

Counter and status report have been filed by the Commissioner of Police, Vijayawada City inter alia stating that in fact, the police have taken effective action against the 1st respondent by registering Crime Nos.71 and 73 of 2006 for the offences under Sections 420 and 384 IPC of P.S.Ibrahimpatnam and charge sheet has been filed in respect of Crime No.71 of 2006 on 25.9.2006 before the Chief Metropolitan Magistrate, Vijayawada vide CC No.80 of 2007 dated 16.2.2007 and in respect of Crime No.73 of 2006, the case was referred as mistake of fact on 15.9.2006 and final report was submitted before the Chief Metropolitan Magistrate Court, Vijayawada vide C.F.No.7837/CMM/06 dated 23.10.2006. It is also stated that Crime Nos.132 and 133 of 2006 were registered under Sections 420 and 384 IPC and Sections 15, 18 and 24 of Money Lenders Act on the file of I town Police Station and charge sheets were filed on 31.8.2006 vide CF Nos.9522 and 9518 of 2006 respectively. It is further stated that a case in Crime No.158 of 2006 was registered under Section 420 IPC on the file of P.S.Satyanarayanapuram and charge sheet was filed on 26.9.2006 before the I Additional Chief Metropolitan Magistrate, Vijayawada vide CF No.14565 of 2006. Further, a case in Crime No.162 of 2006 was registered under Section 420 IPC on the file of P.S.Satyanrayanapuram and a charge sheet was filed on 26.9.2006 vide CF No.14566 of 2006. Further Crime Nos.131 and 157 of 2006 were registered under Sections 420 and 384 IPC on the files of P.S. Machavaram and Patamata P.S. and charges were filed on 24.9.2006 and 27.9.2006 respectively.

In view of the aforementioned averments made in the counter

affidavit and status report, it is clear that the official respondents are investigating the matter and filed charge sheets. Hence, no further orders are required to be passed in this writ petition. The writ petition is accordingly dismissed. No costs.

V.ESWARAIAH,J

Dt.8.3.2007
msv